

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

M. WILLIAM POTTS,)
Petitioner,)
v.) Civil Action No. 04-40068-GAO
DAVID L. WINN,)
Respondent.)

)

**RESPONDENT'S ASSENT TO THE PETITIONER'S
MOTION FOR ENTRY OF PROPOSED ORDER**

The Respondent, David L. Winn, Warden, Federal Medical Center, Devens, Massachusetts, hereby assents to the Petitioner's Motion for Entry of Proposed Order and the proposed Order attached to said motion. In support of the Respondent's good faith effort to comply with the proposed Order, the Respondent submits the attached Declaration of Patrick W. Ward.

Respectfully submitted,

MICHAEL J. SULLIVAN
United States Attorney

Dated: November 8, 2004

/s/ Christopher R. Donato
CHRISTOPHER R. DONATO
Assistant U.S. Attorney
John Joseph Moakley Courthouse
One Courthouse Way, Suite 9200
Boston, Massachusetts 02210
(617) 748-3303

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was served upon Petitioner M. William Potts, Reg. No. 24866-038, Unit 1, FMC Devens Camp, P.O. Box 879, Ayer, MA 01432 by first class, postage prepaid mail on this date.

Dated: November 8, 2004

/s/ Christopher R. Donato
Christopher R. Donato
Assistant U.S. Attorney